

1 State of Arkansas  
2 80th General Assembly  
3 Regular Session, 1995  
4 By: Senator Dowd

# A Bill

SENATE BILL 34

## For An Act To Be Entitled

"AN ACT TO PROVIDE THAT PERSONS ABUSED IN DOMESTIC  
VIOLENCE INCIDENTS SHALL NOT BE REQUIRED TO BEAR ANY COSTS  
ASSOCIATED WITH THE FILING OR PROSECUTION OF CRIMINAL  
CHARGES AGAINST THE DOMESTIC VIOLENCE OFFENDER; AND FOR  
OTHER PURPOSES."

## Subtitle

"TO PROVIDE THAT PERSONS ABUSED IN  
DOMESTIC VIOLENCE SHALL NOT BE REQUIRED  
TO BEAR ANY COSTS ASSOCIATED WITH FILING  
OR PROSECUTION OF CRIMINAL CHARGES  
AGAINST OFFENDER"

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

*SECTION 1. (a) The abused in any misdemeanor or felony domestic violence offense shall not bear the costs associated with the filing of criminal charges against the domestic violence offender, or the costs associated with the issuance or service of a warrant and witness subpoena, except as provided in (b). The abused in any domestic violence petition for relief for a protection order sought pursuant to § 9-15-201 et seq. shall not bear the cost associated with its filing, or the costs associated with the issuance or service of a warrant and witness subpoena.*

*(b) Nothing in this act shall be construed to prohibit a judge from assessing costs if the allegations of abuse are determined to be false.*

SECTION 2. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas

1 Code Revision Commission shall incorporate the same in the Code.

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3       SECTION 3. If any provision of this act or the application thereof to  
4 any person or circumstance is held invalid, such invalidity shall not affect  
5 other provisions or applications of the act which can be given effect without  
6 the invalid provision or application, and to this end the provisions of this  
7 act are declared to be severable.

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9       SECTION 4. All laws and parts of laws in conflict with this act are  
10 hereby repealed.

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*/s/Dowd*

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